



# San Francisco Juvenile Justice Coordinating Council

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DECEMBER 14, 2020

# Agenda

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1. Introductions – Roll call
2. Statement re: Virtual meeting rules and making public comment
3. Update on current San Francisco juvenile justice reform efforts
4. Presentation re: Closure of DJJ youth detention facilities
5. Updating JJCC Bylaws
6. Announcements & requests for future agenda items
7. Adjournment

# Item 3: Current SF Reform Efforts

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## Formal planning processes

- Close Juvenile Hall Work Group (Patti Lee, CJHWG Chair)
- Mayor's Blue Ribbon Panel on Juvenile Justice

## Emerging themes/related activities

- Diversion (police, prosecution)
- Improved linkage to/expansion of community services
- Detention alternatives
- Out of home placement (foster homes, group homes, ranch)
- Services for older youth/TAYA
- Racial equity

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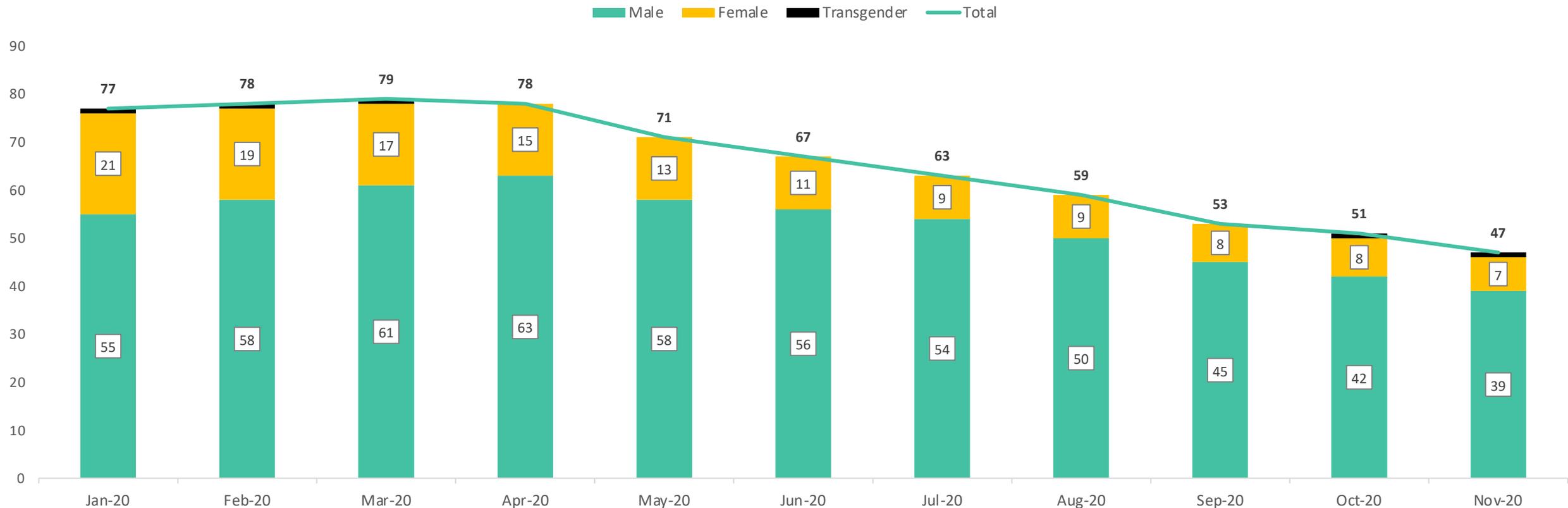
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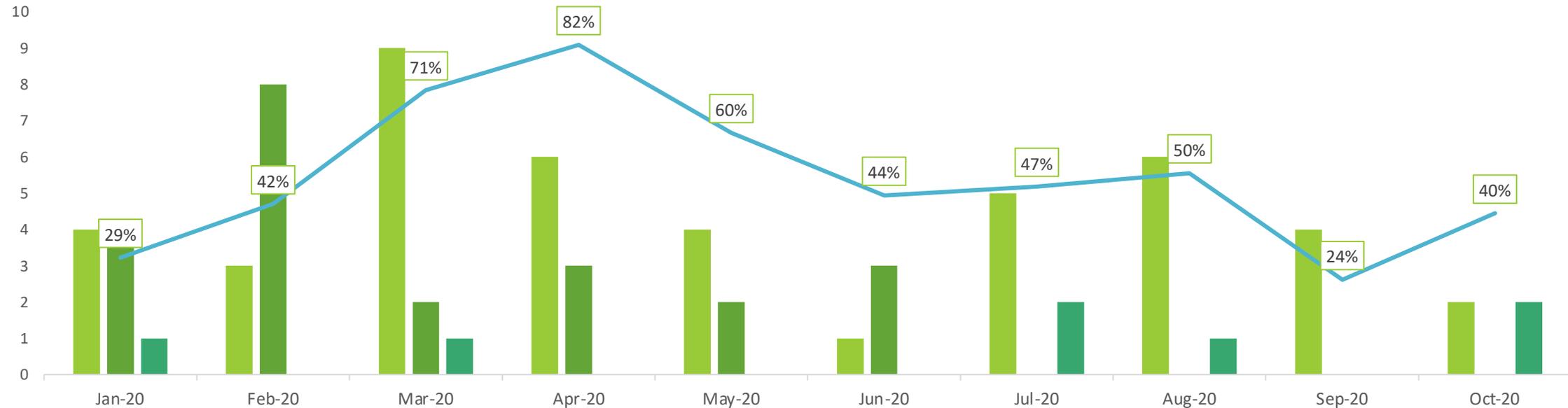
# Probation Services Chart 3.1: Out of Home Placement by Gender

Out of Home Placement, by Gender  
Last Day of Month Snap Shot, January 2020-November 2020



# Juvenile Hall Chart 5: Out of Home Placement Youth in Custody

Out of Home Placement Youth in Custody  
Last Day of Month Snap Shot, January 2020-October 2020



	Jan-20	Feb-20	Mar-20	Apr-20	May-20	Jun-20	Jul-20	Aug-20	Sep-20	Oct-20
Awaiting Placement	4	3	9	6	4	1	5	6	4	2
Awaiting Adjudication	4	8	2	3	2	3	0	0	0	0
Pending Disposition	1	0	1	0	0	0	2	1	0	2
OOHP % Juvenile Hall	29%	42%	71%	82%	60%	44%	47%	50%	24%	40%

# Probation Services Chart 3.1: Out of Home Placement Details

<b>Out of Home Placement</b> (Last Day of Month Snapshot)	<b>Jan-20</b>	<b>Feb-20</b>	<b>Mar-20</b>	<b>Apr-20</b>	<b>May-20</b>	<b>Jun-20</b>	<b>Jul-20</b>	<b>Aug-20</b>	<b>Sep-20</b>	<b>Oct-20</b>	<b>Nov-20</b>	<b>Dec-20</b>	<b>YTD % Change</b>
Pending Placement	4	8	9	6	4	1	5	6	4	2	3		-25%
STRTP	23	25	18	16	15	12	11	10	12	12	12		-48%
STRTP (Out of State)	7	7	7	6	7	4	2	3	2	2	2		-71%
RFA	11	12	11	13	13	11	8	7	9	11	12		9%
RFA (Out of State)	1	1	1	1	1	1	1	1	0	0	0		-100%
AWOL	14	11	16	12	14	16	12	11	10	7	6		-57%
Pending Disposition	1	0	2	1	1	0	2	1	0	2	2		100%
Pending Adjudication	4	3	2	3	2	3	2	3	3	2	2		-50%
Home Trial (Re-Entry)	5	5	4	7	2	6	7	6	3	5	2		-60%
THP+FC	5	4	7	8	7	7	8	6	6	3	3		-40%
Committed to JJC	0	0	0	0	0	0	0	0	0	0	0		-
Community Treatment Facility	0	0	0	1	1	1	1	1	1	1	1		-
County Jail (adult criminal complaint)	2	2	2	2	2	2	2	3	3	3	2		0%
THPP	-	-	-	2	2	3	2	1	0	1	0		-
<b>Total</b>	<b>77</b>	<b>78</b>	<b>79</b>	<b>78</b>	<b>71</b>	<b>67</b>	<b>63</b>	<b>59</b>	<b>53</b>	<b>51</b>	<b>47</b>	<b>0</b>	<b>-39%</b>

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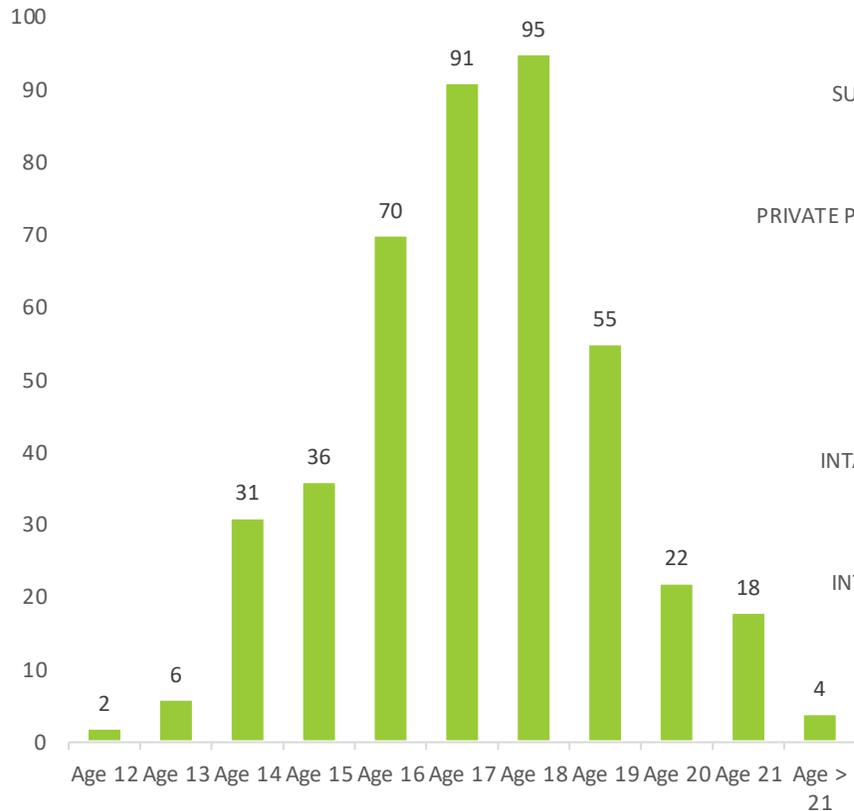
<b>Out of Home Placement</b> (Last Day of Month Snapshot)	<b>Jan-20</b>	<b>Feb-20</b>	<b>Mar-20</b>	<b>Apr-20</b>	<b>May-20</b>	<b>Jun-20</b>	<b>Jul-20</b>	<b>Aug-20</b>	<b>Sep-20</b>	<b>Oct-20</b>	<b>Nov-20</b>	<b>Dec-20</b>	<b>YTD % Change</b>
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# Out of Home Placement Glossary

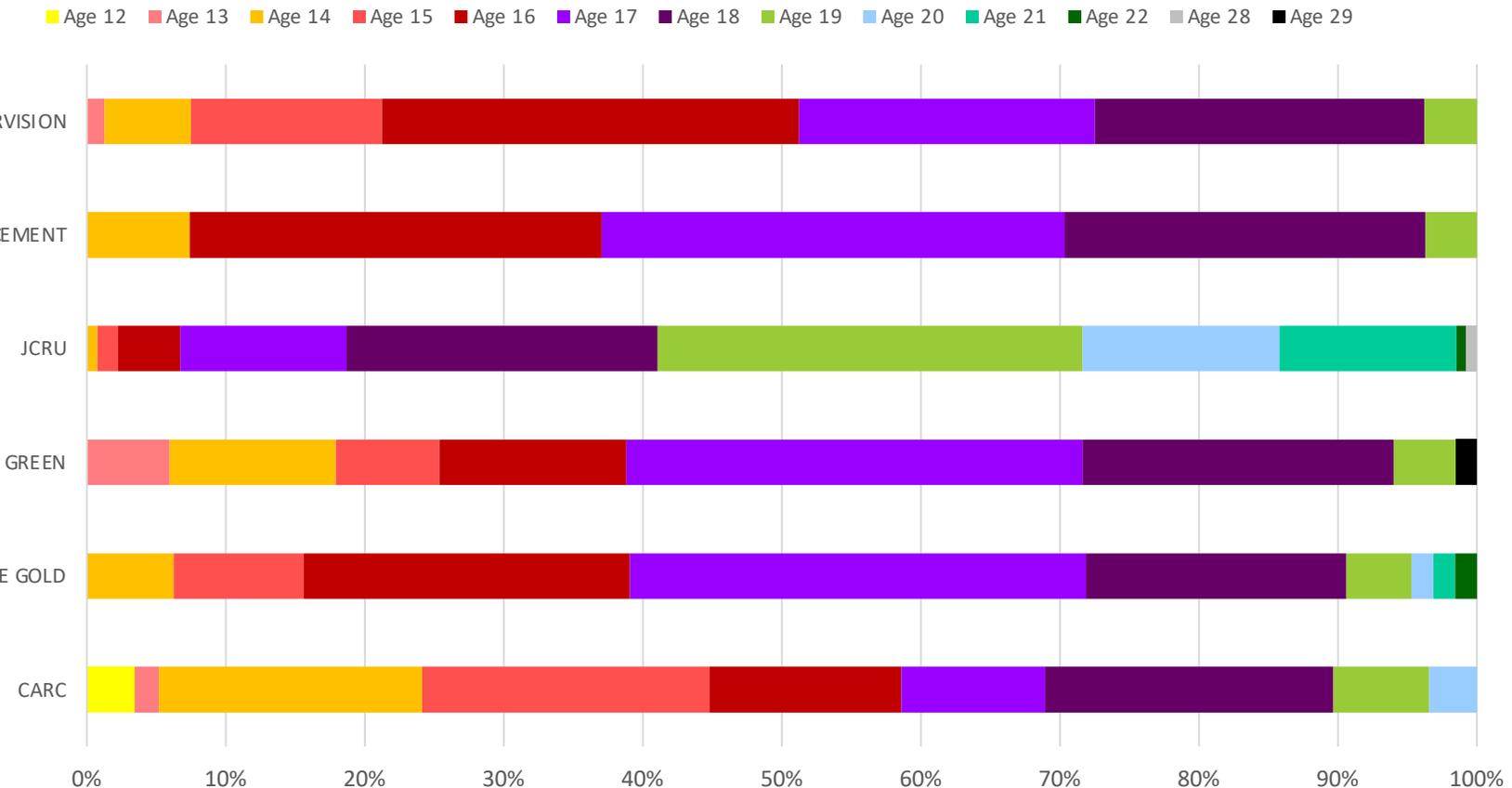
Status	Definition
<b>Pending Placement</b>	A youth who has been committed to out of home placement by the court but is waiting for interviews, notice of acceptance, and the scheduling of transportation is pending placement.
<b>STRTP</b>	A Short-term Residential Therapeutic Programs (STRTP), formerly referred to as a Group Home, is a residential facility operated by a public agency or private organization that provides an integrated program of specialized and intensive care and supervision, services and supports, treatment, and short-term 24-hour care and supervision to children and nonminor dependents.
<b>STRTP (Out of State)</b>	STRTP outside of California.
<b>RFA</b>	<b>A Resource Family (RFA)</b> is a caregiver who provides out-of-home care for children in foster care
<b>RFA (Out of State)</b>	Out of state Resource Family.
<b>AWOL</b>	Absent without leave (AWOL) is a term used when a youth leaves their court ordered placement or home without approval or consent of the program or parent/guardian/caregiver.
<b>Pending Disposition</b>	A youth who has sustained charges and is now awaiting disposition or the court to make a determination on the outcome of the case.
<b>Pending Adjudication</b>	A youth previously ordered to out of home placement who has a petition filed and is moving through the court process however, the petition has yet to be found true or dismissed.
<b>Home Trial (Re-Entry)</b>	The period of time a youth is provided by the Court upon returning from an STRTP.
<b>THP+FC</b>	Transitional Housing Placement-Plus Foster Care (THP+FC), also referred to as AB 12, allows eligible foster youth to extend foster care beyond age 18 and up to age 21. The eligible foster youth are designated Non-Minor Dependents (NMDs) and are entitled to various foster placement options including Supervised Independent Living Settings (SILPs).
<b>Committed to JJC</b>	When the Court orders a youth to remain in Juvenile Hall as their Disposition.
<b>Community Treatment Facility</b>	A locked facility that provides intensive clinical services to the highest needs youth experiencing mental health challenges.
<b>County Jail (adult criminal complaint)</b>	A detention facility that houses those that are 18 years of age and older when they are alleged to have committed a criminal offense.
<b>THPP</b>	The Transitional Housing Placement Program (THPP) is a community care licensed placement opportunity for youth in foster care between the ages of 16 and 18 years old. The goal of THPP is to help participants emancipate successfully by providing a safe environment for youth, while learning skills that can make them self-sufficient.

# Probation Services Chart 2.4: Active Caseload Demographics (N=430)

Active Caseload by Age (all units)  
Snapshot: 10/31/20

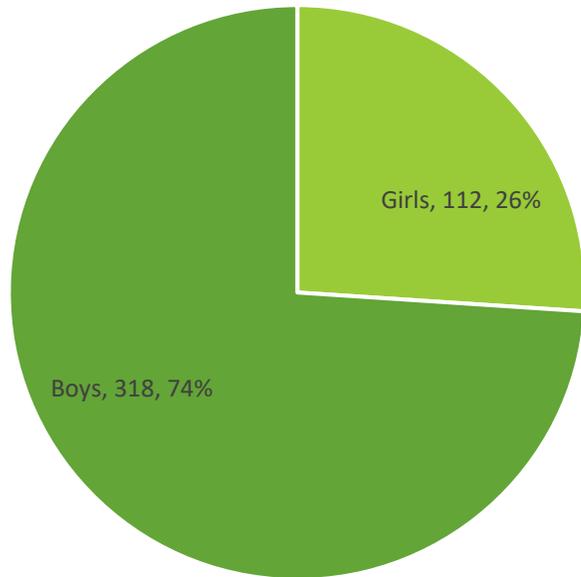


Active Caseload by Age (%) by Unit



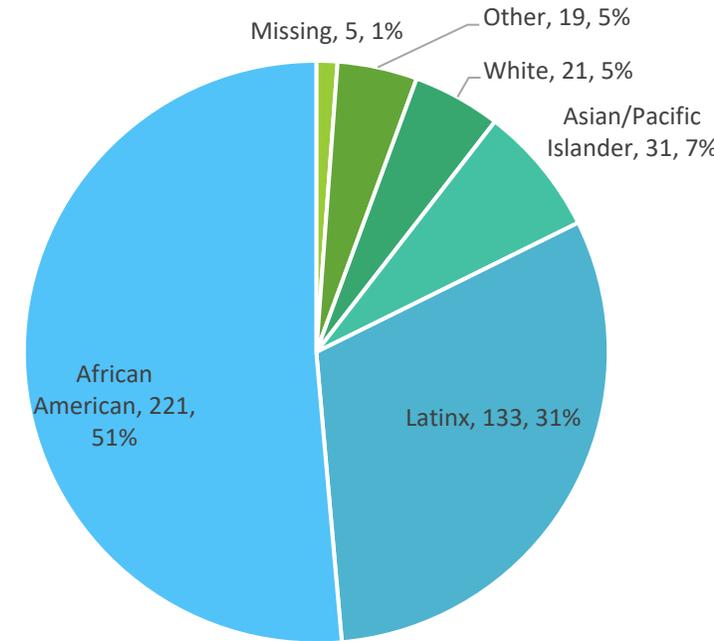
# Probation Services Chart 2.3: Active Caseload Demographics (N=430)

Active Caseload by Gender  
Snapshot: 10/31/20



Top Zip Codes	Neighborhood	Youth
94124	Bayview/ Hunter's Point	73
94134	Visitacion Valley/ Sunnydale	33
94110	Mission/ Bernal Heights	26
94112	Excelsior/ OMI	22
94103	SOMA	20
94115	Western Addition	20

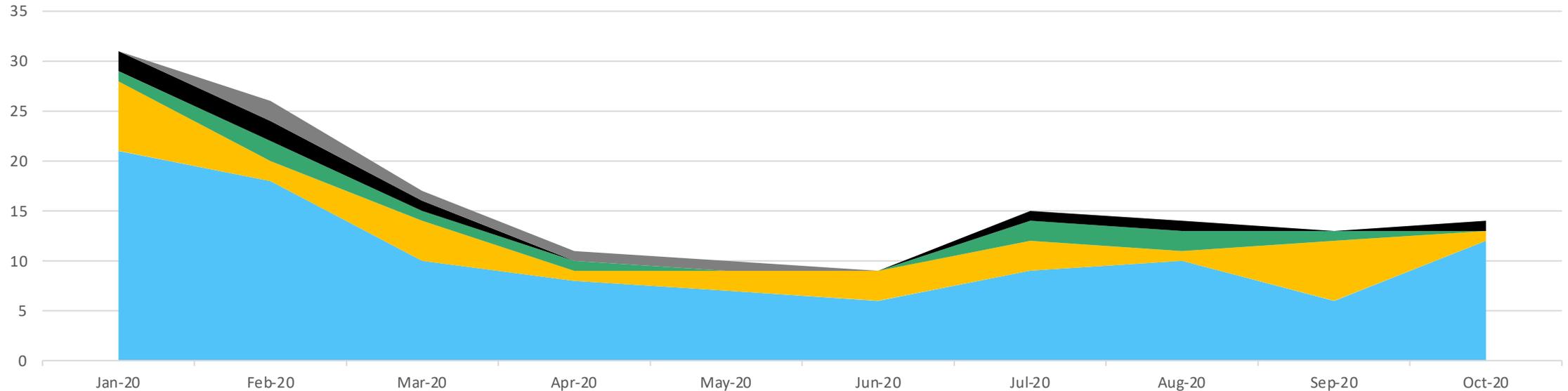
Active Caseload by Race  
Snapshot: 10/31/20



# Juvenile Hall Chart 2.1

## Demographic Trends: Race

Juvenile Hall Population by Race  
Last Day of Month Snapshot, January 2020-October 2020



	Jan-20	Feb-20	Mar-20	Apr-20	May-20	Jun-20	Jul-20	Aug-20	Sep-20	Oct-20
White	0	2	1	1	1	0	0	0	0	0
Asian/Pacific Islander	2	2	1	0	0	0	1	1	0	1
Other	1	2	1	1	0	0	2	2	1	0
Latinx	7	2	4	1	2	3	3	1	6	1
African American	21	18	10	8	7	6	9	10	6	12

# SF's Racial Equity Commitment

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OFFICE of RACIAL EQUITY  
A DIVISION OF THE SAN FRANCISCO HUMAN RIGHTS COMMISSION

ABOUT MANDATE RESOURCES NEWS  
EVENTS [Contact Us](#)

Click [HERE](#) to download our Citywide Racial Equity Framework and Action Plan - Phase 1

Transforming systems to support the collective liberation of Black, Indigenous, and People of Color in San Francisco.

- <https://www.racialequitysf.org>
- Each department required to submit plans, to be publicly shared, scored, updated annually, & held accountable.
- Current focus: “internal”: promoting equity for City employees
- Next step: “external”: promoting equity for youth, families, community
- Importance of coordinating across juvenile justice system agencies

# Item 3: Current SF Reform Efforts

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## Questions & Discussion

# Item 4: Closure of DJJ

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- Governor signed Senate Bill (SB) 823 in September – calls for the closure of DJJ over time, and realignment of functions back to the counties.
- Bill is undergoing some amendments, but the basic elements to remain in place.
- We need to get to work!

# Main Elements of SB 823

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- Intake at DJJ stops 7/1/21
- New state Office of Youth and Community Restoration (OYCR)
- JJCC subcommittee to be created in each county
- Local plans not submitted to OYCR until second year – FY 22/23
  - BUT: new disposition track to be created by March 2021
- Funding at full implementation: \$208.8 million
- DOJ plan to replace JCPSS (Juvenile Court & Probation Statistical System)

# Office of Youth & Community Restoration

## (WIC 2200)

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- Housed within Health and Human Services Agency effective 7/1/21 with responsibility to:
  - Develop a report on youth outcomes in the juvenile justice system **once** DOJ implements plan to update JCPSS.
  - Identify policy recommendations for improved outcomes and integrated programs and services to best support delinquent youth.
  - Identify and disseminate best practices to help inform rehabilitative and restorative youth practices, including education, diversion, re-entry, religious and victims' services.
  - Provide technical assistance as requested to develop and expand local youth diversion opportunities to meet the varied needs of the delinquent youth population, including but not limited to sex offender, substance abuse, and mental health treatment.
  - Report annually on the work of the OYCR.

# OYCR Continued:

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- Creates an Ombudsman to do the following:
  1. Investigate complaints from youth, families, staff and others about harmful conditions or practices, violations of laws and regulations governing facilities, and circumstances presenting an emergency situation. May directly investigate, or refer to another body.
  2. Resolve complaints when possible, collaborating with facility administrators and staff to develop resolutions that may include training.
  3. Publish and provide regular reports to the Legislature about complaints received and subsequent findings and actions taken.
- Receives county plan to serve realigned population starting in FY 2022-23 (more on that later).
- BSCC must have concurrence with OYCR on juvenile grants.
- BSCC juvenile grant administration functions to be shifted to OYCR by 1/1/25.

# Age of Jurisdiction

(WIC 208.5)

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- Establishes the age of jurisdiction at age 23 for youth adjudicated of WIC 707(b) offenses and age 25 for youth adjudicated of offenses that would result in an aggregate sentence of 7 or more years in adult court. Age of jurisdiction is 21 for all other youth.
- Retains a person whose case originated in juvenile court in a juvenile facility until age 25 (subject to age of jurisdiction).
  - Outlines process for Probation to petition to house youth over 18 in adult facility

# Adult Commits

(WIC 733.1, 736.5, 912 and 1955.2)

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- Allows counties to continue sending youth convicted in adult court until DJJ is finally closed – or youth whereby a motion was filed to transfer youth to criminal court.
- Denotes in statute that separate jurisdictional track is to be developed.
- Charges counties \$125,000 for youth sent to DJJ after 7/1/21 as adult commit.
- Sets daily rate to be paid to counties at \$616.44 for youth once convicted as an adult who remain at the county until turning 18 and transferred to state facility.

# Juvenile Justice Realignment Block Grant

## (WIC 1990 & 1991)

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Funding formula for FY/s 2021/22 thru 23/24 as follows:

- 30% on DJJ pop as of December 2018, June 2019, and December 2019
- 50% local population who have committed certain violent and felony crimes as reported in JCPSS, to be updated annually
- 20% distribution of youth age 10-17
- At full implementation funding will be \$208.8 million
- Minimum allocation set at \$250,000
- Distribution formula to be redone by 1/1/24 for FY 2024-25

**San Francisco's current projected funding:**

<u>2021-22:</u>	<u>2022-23:</u>	<u>2023-24:</u>
\$794,598	\$2,353,800	\$3,899,536

# JJCC Subcommittee

## (WIC 1995)

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- Every county to create a subcommittee within JJCC as a requirement to receive funding via block grant
- Probation Chief to Chair
- Members include representatives from:
  - DA's Office
  - Public Defender's Office
  - Department of Social Services
  - Department of Mental Health
  - County Office of Education/School District
  - The Court
  - No fewer than three community members defined as individuals who (1) have experience providing community-based youth services, (2) youth justice advocates with expertise and knowledge of the juvenile justice system, or (3) have been directly involved in the juvenile justice system.

# JJCC Subcommittee Continued:

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- JJCC Subcommittee is to develop a detailed plan for BOS on how to serve realigned youth and spend county allocation.
  - *In order to receive FY 22/23 funding, county must file plan with OYCR by 1/1/22. We are not required to submit plan in first year but must develop one as BOS must consider it when making allocations in FY 2021/22.*
  - *OYCR shall review plan to ensure it contains all elements outlined in statute and can return for revisions.*
  - *Plans must be submitted annually (by May 1) and subcommittee must reconvene at least every 3 years to review plan.*

# What must local plans entail?

(WIC 1995)

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- *Description of realignment population to be served by block grant*
  - Numbers by age and other characteristics
- *Description of facilities, programs, placements, services and service providers, supervision and other responses*
- *Description of how grant funds will address a range of programming needs outlined in WIC 1995*
- *Detailed facility plan*
- *Plan to incentivize retaining youth in juvenile system (vs adult system)*
- *Description of regional arrangements*
- *Description of how data will be collected on youth served and outcomes*

# How are funds awarded locally?

(WIC 1990 & 1991)

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- In awarding the realignment funds, the BOS must consider plan.
- Any “entity” receiving these funds from BOS for secure residential placement is subject to existing regulations.
- Language specifies “local public agency that has primary responsibility for prosecuting or making arrests or detentions shall not provide rehabilitative and supervision services” for the realigned population.

# Regional Youth Programs & Facilities Grant (WIC 2250)

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- \$9.6 million in one-time competitive grant funds to be awarded by BSCC. Requires report to be provided to BSCC post receipt of funds.
- Funding intended for infrastructure related needs and improvements to assist counties in the development of a local continuum of care.
- Funds from the Youth Programs and Facilities Grant Program shall not be used by counties to enter into contracts with private entities whose primary business is the custodial confinement of adults or youth in a prison or prison-like setting.

# Data: DOJ to develop plan to replace JCPSS (PC 13015)

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- Plan to be submitted to the Assembly and Senate budget committees and public safety committees by January 1, 2023
- To complete plan to replace JCPSS with a modern database and reporting system, DOJ is to convene a workgroup of key stakeholders and experts, including:
  - Representatives from the BSCC's Juvenile Data Working Group
  - Agencies that are responsible for the collection and submission of juvenile justice data to the department
  - Advocates with experience in the collection, analysis, and utilization of juvenile justice data in California
  - Academic institutions or research organizations with experience in collecting, analyzing, or using juvenile justice data in California, and
  - People directly impacted by the justice system

# What to be doing now locally

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- Establish subcommittee of JJCC
- Develop our local plan for Realignment Block Grant for BOS
  - *Note: first year (FY 21/22) plans do not need to be sent to OYCR but are supposed to be in place by March 2021.*
- If appropriate, consider applying for one-time Regional Youth Programs and Facilities Grant

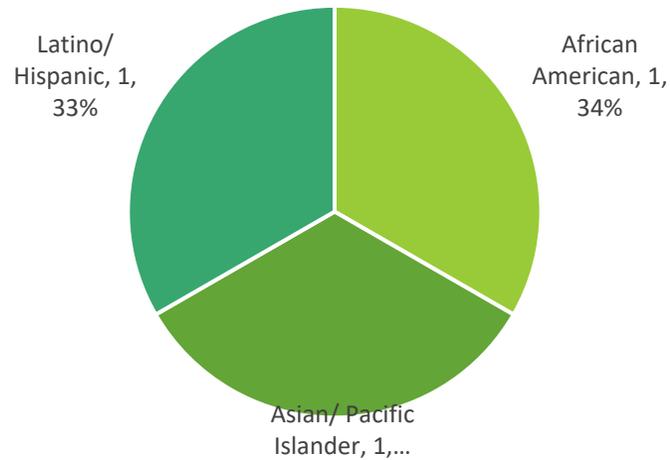
# DJJ Bay Area Commitments, 2016-2019

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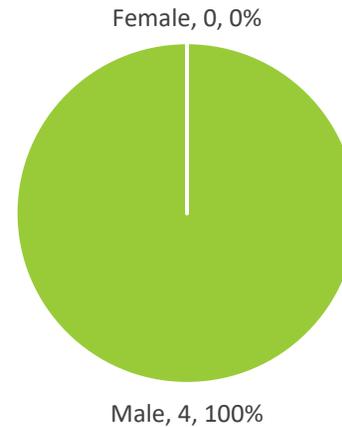
COUNTY*	2016	2017	2018	2019
ALAMEDA	4	5	8	-
CONTRA COSTA	17	13	12	14
MARIN	1	1	-	-
MONTEREY	10	5	17	12
NAPA	-	-	1	-
SAN FRANCISCO	1	4	4	2
SAN MATEO	3	2	4	3
SANTA CLARA	3	15	8	20
SANTA CRUZ	1	5	2	1
SOLANO	3	5	4	9
SONOMA	4	7	3	6

# San Francisco's DJJ Demographics October 31, 2020 (N=3)

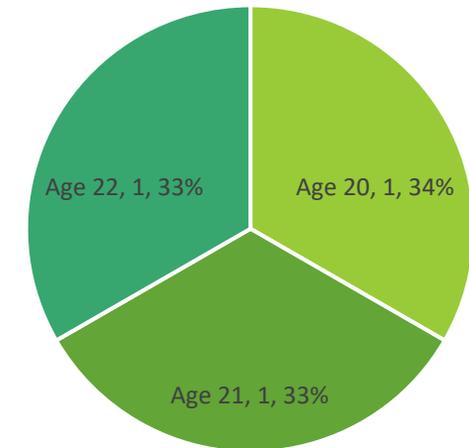
DJJ Institution Population by **Race**  
Snap Shot: October 31, 2020, N=3



DJJ Institution Population by **Gender**  
Snap Shot: October 31, 2020, N=3



DJJ Institution Population by **Age**  
Snap Shot: October 31, 2020, N=3



One youth was released on 10/15/20 to their parent out of state

# Item 4: Closure of DJJ

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- Proposed next steps:
  - Establish subcommittee, to begin work in January 2021, with existing JJCC membership
  - Subcommittee membership may change as JJCC membership shifts over time

# Item 5: Updating JJCC Bylaws

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JUVENILE JUSTICE COORDINATING COUNCILS ARE GOVERNED BY CALIFORNIA WELFARE & INSTITUTIONS CODE SECTION 749.22. REQUIRED MEMBERSHIP INCLUDES:

Chief probation officer, as chair

District attorney's office

Public defender's office

Sheriff's department

Board of supervisors

Department of social services

Department of mental health

Community-based drug and alcohol program

City police department

County office of education or a school district

At-large community representative

Representatives from nonprofit CBOs providing services to minors

# Item 5: Updating JJCC Bylaws

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Mandate per W&I 749.22:

The coordinating councils shall develop a comprehensive, multiagency plan that identifies the resources and strategies for providing an effective continuum of responses for the prevention, intervention, supervision, treatment, and incarceration of male and female juvenile offenders, including strategies to develop and implement locally based or regionally based out-of-home placement options for youths who are persons described in Section 602.

# Item 5: Updating JJCC Bylaws

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- Proposed next steps:
  - Members & public to submit recommendations by January 15, 2021re:
    - Additional membership for body
    - Process for increasing community representation & input
    - Proposed areas of focus
    - Submission to [sheryl.cowan@sfgov.org](mailto:sheryl.cowan@sfgov.org)
  - Next meeting in late January, 2021:
    - Introduce proposed amendments to bylaws
    - Establish subcommittees: placement, racial equity, other?

# Item 6: Announcements & Requests for Future Agenda Items

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Discussion

# Item 7: Adjournment

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Have a safe and happy holiday season!